

REISSUE APPLICATION DECLARATION BY THE ASSIGNEEDocket Number (optional)
20501/066RIS

I hereby declare that:

The residence, mailing address and citizenship of the inventors are stated below.

I am authorized to act on behalf of the following assignee: Oreck Holdings, LLCand the title of my position with said assignee is: President

The entire title to the patent identified below is vested in said assignee.

| | |
|---|-------------------------------------|
| Inventor Michael E. Embree | Citizenship US |
| Residence/Mailing Address 4401 Beatline Road #11G, Long Beach, MS 39560 | |
| Inventor Terrance M. Roberts | Citizenship US |
| Residence/Mailing Address 986 Bokai Way, Diamondhead, MS 39525 | |
| <input checked="" type="checkbox"/> Additional Inventors are named on separately numbered sheets attached hereto. | |
| Patent Number 6,148,473 | Date of Patent Issued 11/21/2000 |
| Title of Invention BALANCED FLOW VACUUM CLEANER | |

I believe said inventor(s) to be the original and first inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:

BALANCED FLOW VACUUM CLEANER.

the specification of which

is attached hereto.

was filed on _____ as reissue application number _____ / _____
and was amended on _____

(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

by reason of a defective specification or drawing.

by reason of the patentee claiming more or less than he had the right to claim in the patent.

by reason of other errors.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

REISSUE APPLICATION DECLARATION BY THE ASSIGNEEDocket Number (Optional)
20501/006RIS

At least one error upon which reissue is based is described as follows:

Patentee claimed more than he had a right to claim in view of the prior art recently discovered.

[Attach additional sheets, if needed.]

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

I hereby appoint:

 Practitioners at Customer Number: 32847

OR

 Practitioner(s) named below:

| Name(s) | Registration Number |
|---------|---------------------|
| | |
| | |
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Correspondence Address: Direct all communications about the application to:

 Customer Number 32847

OR

| | | | |
|--|-------|-----|--|
| <input type="checkbox"/> Firm or Individual Name | | | |
| Address | | | |
| Address | | | |
| City | State | Zip | |
| Country | | | |
| Telephone | Fax | | |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of person signing (given name, family name)

Bruce J. Oreck

Date

January 20, 2004

Address of Assignee:

Oreck Holdings, LLC, /o CT Corporation Systems, 1720 Carey Avenue, Cheyenne, WY 82001

REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Additional Inventor(s) Supplemental Sheet

| Inventor | Citizenship |
|--|---------------|
| James F. McCain | United States |
| Residence/Mailing Address | |
| 600 West Beach Boulevard, Pass Christian, MS 39571 | |

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REISSUE APPLICATION: CONSENT OF ASSIGNEE;
STATEMENT OF NON-ASSIGNMENT**Docket Number (Optional)
20501/066RIS

This is part of the application for a reissue patent based on the original patent identified below.

Name of Patentee(s)

Michael E. Embree, Terrance M. Roberts, and James F..McCain

Patent Number
6,148,473Date Patent Issued
11/21/2000

Title of Invention

BALANCED FLOW VACUUM CLEANER

1. Filed herein is a certificate under 37 CFR 3.73(b). (Form PTO/SB/96)
2. Ownership of the patent is in the inventor(s), and no assignment of the patent has been made.

One of boxes 1 or 2 above must be checked. If multiple assignees, complete this form for each assignee. If box 2 is checked, skip the next entry and go directly to "Name of Assignee".

The written consent of all assignees and inventors owning an undivided interest in the original patent is included in this application for reissue.

The assignee owning an undivided interest in said original patent is/are Oreck Holdings, LLC and the assignee(s) consents to the accompanying application for reissue.

Name of assignee/inventor (if not assigned)

Oreck Holdings, LLC

Signature

Date

January 20, 2004

Typed or printed name and title of person signing for assignee (if assigned)

Bruce J. Oreck, President

This collection of information is required by 37 CFR 1.172. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Oreck Holdings, LLCApplication No./Patent No.: 6,148,473Filed/Issue Date: 11/21/2000Entitled: BALANCED FLOW VACUUM CLEANEROreck Holdings, LLC a Delaware limited liability company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is %

in the patent application/patent identified above by virtue of either:

- A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 010096, Frame 0717, or for which a copy thereof is attached.

OR

- B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet.

- Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

January 20, 2004Date720-565-6320Telephone NumberBruce J. OreckTyped or printed nameSignaturePresidentTitle

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

KSC



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JANUARY 28, 2000

SEED AND BERRY LLP
JOHN M. WECHKIN
701 FIFTH AVENUE
6300 COLUMBIA CENTER
SEATTLE, WA 98104-7092

PTAS
RECEIVED



101224506A

FEB 11 2000

SEED INTELLECTUAL PROPERTY
LAW GROUP PLLC

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

**CORRECTED
NOTICE**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/15/1999

REEL/FRAME: 010096/0717
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:
EMBREE, MICHAEL E.

DOC DATE: 05/12/1999

ASSIGNEE:
ROBERTS, TERRANCE M.

DOC DATE: 05/12/1999

ASSIGNEE:
MCCAIN, JAMES F.

DOC DATE: 06/28/1999

ASSIGNEE:
ORECK HOLDINGS, LLC
C/O CT CORPORATION SYSTEMS
1720 CAREY AVENUE
CHEYENNE, WYOMING 82001

SERIAL NUMBER: 09287484
PATENT NUMBER:

FILING DATE: 04/06/1999
ISSUE DATE:

010096/0717 PAGE 2

LENELL MACKALL, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



01-21-2000

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

101224506

JUL 15 1999

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original document or copy thereof.

1. Name(s) of conveying party(ies):

- 1) MICHAEL E. EMBREE
- 2) TERRANCE M. ROBERTS
- 3) JAMES F. MCCAIN
- 4)
- 5)
- 6)

Additional names of conveying parties attached? Yes No

3. Nature of conveyance:

 Assignment Merger Security Agreement Change of Name Other _____

Execution Dates:

- | | |
|------------------|----------|
| 1) MAY 12, 1999 | 4) _____ |
| 2) MAY 12, 1999 | 5) _____ |
| 3) JUNE 28, 1999 | 6) _____ |

4. Application number(s) or registration number(s):

If this document is being filed together with a new application,
the execution date of the application is APRIL 6, 1999.

A. Patent Application No(s).

09/287,484

B. Patent No(s).

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: SEED AND BERRY LLPInternal Address: JOHN M. WECHKIN6300 COLUMBIA CENTERStreet Address: 701 FIFTH AVENUECity: SEATTLE State: WA ZIP: 98104-7092

07/19/1999 TTRAN1 00000010 09287484

05 FC:581

40.00 OP

DO NOT USE THIS SPACE

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*JOHN M. WECHKIN

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 4

ASSIGNMENT

WHEREAS, we, Michael E. Embree, Terrance M. Roberts and James F. McCain (hereinafter referred to as ASSIGNORS), having post office addresses of 4401 Beatline Road #11G, Long Beach, Mississippi 39560; 986 Bokai Way, Diamondhead, Mississippi 39525; and 600 West Beach Boulevard, Pass Christian, Mississippi 39571, respectively, are the joint inventors of an invention entitled "BALANCED FLOW VACUUM CLEANER," as described and claimed in the specification for which an application for United States letters patent was filed on April 6, 1999 and assigned Application No. 09/287,484.

WHEREAS, Oreck Holdings, LLC (hereinafter referred to as ASSIGNEE), a limited liability company of the State of Delaware having a place of business at c/o CT Corporation Systems, 1720 Carey Avenue, Cheyenne, Wyoming 82001, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

Applicants' counsel is authorized to insert the official filing date and application number information when it becomes available.

05/12/99

Date

Michael Embree

Michael E. Embree

STATE OF MISSISSIPPI

COUNTY OF Harrison

Personally appeared before me, the undersigned authority in and for the said county and state, on this 12 day of May, 1999 within my jurisdiction, the within named Michael E. Embree, who acknowledged that he executed the above and foregoing instrument.

Velma Pitman

NOTARY PUBLIC

My commission expires: Notary Public State of Mississippi At Large
My Commission Expires: April 8, 2001
BONDED THRU HEIDEN-MARCHETTI, INC.

(SEAL)

05/12/99

Date

Terrance M. Roberts

Terrance M. Roberts

STATE OF MISSISSIPPI

COUNTY OF Harrison

Personally appeared before me, the undersigned authority in and for the said county and state, on this 12 day of May, 1999 within my jurisdiction, the within named Terrance M. Roberts, who acknowledged that he executed the above and foregoing instrument.

Velma Pitman

NOTARY PUBLIC

My commission expires: Notary Public State of Mississippi At Large
My Commission Expires: April 8, 2001
BONDED THRU HEIDEN-MARCHETTI, INC.

(SEAL)

Date

June 28, 1989

James F. McCain

STATE OF MISSISSIPPI

COUNTY OF Harrison

Personally appeared before me, the undersigned authority in and for the said county and state, on this 28 day of June, 1989, within my jurisdiction, the within named James F. McCain, who acknowledged that he executed the above and foregoing instrument.

Velma Dittmar

NOTARY PUBLIC

My commission expires: Notary Public State of Mississippi At Large
My Commission Expires: April 8, 2001
BONDED THRU HEIDEN-MARCHETTI, INC.

(SEAL)

u:\johnw\720093\458\assign.
(720093.458)